

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA :  
:  
v. : CRIMINAL NO. 3:23-CR-149  
:  
DAMIEN BOLAND, :  
ALFRED ATSUS, AND :  
JOSEPH ATSUS. : JUDGE MANNION  
:  
Defendants. : ELECTRONICALLY FILED

**DEFENDANTS, DAMIEN BOLAND, ALFRED ATSUS, AND JOSEPH  
ATSUS' JOINT MOTION IN LIMINE TO EXCLUDE EVIDENCE OF  
FIREARM RECOVERED FROM DAMIEN BOLAND'S AUNT**

Defendants Joseph Atsus, Alfred Atsus, and Damien Boland, by and through their undersigned counsel, hereby move to exclude evidence of firearm recovered from Defendant Damien Boland's Aunt pursuant to Federal Rules of Evidence 402 and 403. In support of their Motion, the Defendants rely on their supporting memorandum of law being filed simultaneously herewith.

Respectfully submitted,

/s/Jason J. Mattioli  
Jason J. Mattioli  
Michael J. Ossont  
*Attorney for Defendant, Alfred Atsus*

/s/Matthew L. Clemente  
Matthew L. Clemente  
*Attorney for Defendant, Damien Boland*

/s/ Patrick A. Casey

Patrick A. Casey

*Attorney for Defendant*

*Joseph Atsus*

**CERTIFICATE OF NON-CONCURRENCE**

I, Patrick A. Casey, certify that I sought the concurrence of Assistant United States Attorney James Buchanan in this Motion. Mr. Buchanan does not concur in this Motion. Counsel sought the concurrence of co-counsel, Ernie D. Preate, Esq., on July 12, 2024 and will supplement the Court with his response.

/s/ Patrick A. Casey

Patrick A. Casey

Date: July 12, 2024

**CERTIFICATE OF SERVICE**

I, Patrick A. Casey, hereby certify that a true and correct copy of the foregoing Joint Motion in *Limine* to Exclude Evidence of Firearm Recovered from Damien Boland's Aunt was served upon the counsel of record via the Court's ECF system on this 12th day of July, 2024:

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/s/ Patrick A. Casey  
Patrick A. Casey